

SECOND REGULAR SESSION
[P E R F E C T E D]
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 587
93RD GENERAL ASSEMBLY

Reported from the Committee on the Judiciary and Civil and Criminal Jurisprudence, January 30, 2006, with recommendation that the Senate Committee Substitute do pass.

Senate Committee Substitute for Senate Bill No. 587, adopted January 31, 2006.

Taken up for Perfection January 31, 2006. Bill declared Perfected and Ordered Printed, as amended.

TERRY L. SPIELER, Secretary.

3347S.03P

AN ACT

To repeal section 488.5050, RSMo, and to enact in lieu thereof one new section relating to the DNA profiling analysis fund, with an expiration date.

Be it enacted by the General Assembly of the State of Missouri, as follows:

Section A. Section 488.5050, RSMo, is repealed and one new section
2 enacted in lieu thereof, to be known as section 488.5050, to read as follows:

488.5050. 1. In addition to any other surcharges authorized by statute,
2 the clerk of each court of this state shall collect the surcharges provided for in
3 subsection 2 of this section.

4 2. A surcharge of thirty dollars shall be assessed as costs in each circuit
5 court proceeding filed within this state in all criminal cases in which the
6 defendant pleads guilty or nolo contendere to or is convicted of a felony, **except**
7 **when the defendant pleads guilty or is found guilty of a class B felony,**
8 **class A felony, or an unclassified felony, under chapter 195, RSMo, in**
9 **which case, the surcharge shall be sixty dollars.** A surcharge of fifteen
10 dollars shall be assessed as costs in each court proceeding filed within this state
11 in all criminal cases, except for traffic violations cases in which the defendant
12 pleads guilty or nolo contendere to or is convicted of a misdemeanor.

13 3. Notwithstanding any other provisions of law, the moneys collected by
14 clerks of the courts pursuant to the provisions of subsection 1 of this section shall

EXPLANATION—Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.

15 be collected and disbursed in accordance with sections 488.010 to 488.020, and
16 shall be payable to the state treasurer.

17 **4. If in the immediate previous fiscal year, the state's general**
18 **revenue did not increase by two percent or more, the state treasurer**
19 **shall deposit such moneys or other gifts, grants, or moneys received on**
20 **a monthly basis into the state general revenue fund. Otherwise the**
21 **state treasurer shall deposit such moneys in accordance with the**
22 **provisions of subsection 5 of this section.**

23 [4.] **5.** The state treasurer shall deposit such moneys or other gifts,
24 grants, or moneys received on a monthly basis into the "DNA Profiling Analysis
25 Fund", which is hereby created in the state treasury. The fund shall be
26 administered by the department of public safety. The moneys deposited into the
27 DNA profiling analysis fund shall be used only for DNA profiling analysis of
28 convicted offender samples performed to fulfill the purposes of the DNA profiling
29 system pursuant to section 650.052, RSMo.

30 [5.] **6.** The provisions of subsections 1 and 2 of this section shall expire
31 on August 28, [2006] **2013**.

Bill ✓

Copy